

Justice Reinvestment Advisory Council
Meeting Minutes
March 15, 2019

The Justice Reinvestment Advisory Council met at the Indiana State Library at 315 W. Ohio Street in Indianapolis, Indiana on March 15, 2019. The Advisory Council met 1:30 p.m.-3:00 p.m.

- 1. Members present.** The following members of the Justice Reinvestment Advisory Council were present: Kevin Moore, Director of the Division of Mental Health and Addiction; Julie Lanham, proxy for the Commissioner of the Indiana Department of Correction; Bernice Corley, Executive Director of the Indiana Public Defender Council; Dave Powell, Executive Director of the Indiana Prosecuting Attorneys Council; Devon McDonald, Executive Director of the Indiana Criminal Justice Institute; Adam McQueen, President of the Probation Officers Professional Association of Indiana; Ralph Watson, President of the Indiana Association of Community Corrections Act Counties; Bill Wilson, proxy for the President of the Indiana Sheriffs Association; and Justin Forkner, Chief Administrative Officer of the Indiana Supreme Court and Advisory Council Chair.
- 2. Guests present.** The following guests also attended the meeting: Liz Darlage, Angie Estes, James Basinger, Lauren Moore, Jack Hendricks, Scott Breneke, Jenny Farmer, and Melody Turner from the Indiana Department of Correction; Rebecca Buhner from the Division of Mental Health and Addiction; Chris Cunningham from the Indiana Association of Community Corrections Act Counties; Steve McCaffrey from Mental Health America of Indiana; Chris Naylor from the Indiana Prosecuting Attorneys Council; Stephen Creason from the Office of the Attorney General; and Lisa Thompson and Dave Williams from Trial Court Technology.
- 3. Staff assistance.** Jennifer Bauer, Mary Kay Hudson, and Michelle Goodman provided staff assistance to the Advisory Council.
- 4. Approval of minutes.** The minutes from the December 20, 2018 meeting were unanimously approved.
- 5. JRAC Member Reports.**
 - a. Department of Correction.** Julie Lanham reported that DOC did not seek additional funding in its 2020-2021 budget. She reported that DOC is using IntelliGrants for the FY 20 grant submissions and will extend current funding to January 1, 2020 to put all grants on a calendar year. The funding structure for grants will remain the same.

- b. Division of Mental Health and Addiction.** Kevin Moore reported that there were 16,000 individuals enrolled in Recovery Works for FY18 and 8,973 to date in FY19. The total of participants enrolled in Recovery Works since inception in FY16 is 40,038. DMHA is closely tracking the spending and should be right at \$20M by June 30th. The top five counties remained the same: Marion, Vanderburgh, Allen, Vigo, and Elkhart. DMHA is currently conducting audits to review and improve the quality of providers. Mr. Moore also reported that DMHA did not ask for a budget increase. DMHA has contracted with a consultant to review Recovery Works from top to bottom. The consultant will review the administrative process, and conduct interviews with stakeholders and consumers. According to Mr. Moore, criminal justice input will be important. In addition, Mr. Moore announced that he is retiring from DHMA on April 30th. He thanked the JRAC members for the relationships.
- c. Indiana Public Defender Council.** Bernice Corley did not make a report. The members discussed the issue of work release participant eligibility for HIP 2.0. Julie Lanham reported that DOC will send out information from FSSA informing jails about the eligibility.
- d. Indiana Prosecuting Attorneys Council.** Dave Powell reported that Level 6 offenses and misdemeanors are driving the number of filings. Mr. Powell also reported that IPAC is partnering with the Department of Child Services to provide a trial advocacy training for DCS attorneys. The training is scheduled for late March in Tippecanoe County. Mr. Powell also reported that Trial Rule 86 does not require clerks to send out subpoenas when a case is e-filed. He stated that prosecutors do not have the necessary staff to send out subpoenas in misdemeanor cases.
- e. Indiana Sheriffs Association.** Bill Wilson reported that the Sheriffs Association recently sent a jail survey to sheriffs and highlighted that it is still difficult to collect data. There are currently thirty-six jails at 100% capacity and three counties are currently in litigation related to jail overcrowding. Mr. Wilson also reported that ISA is working to get the per diem increased for jails housing DOC inmates.
- f. Probation Officers Professional Association of Indiana.** Adam McQueen reported that he has been receiving calls from probation departments regarding the upcoming implementation of Criminal Rule 26. Mary Kay Hudson reported that the Office of Court Services is happy to reach out to concerned counties and probation officers are invited to attend pretrial training opportunities.

g. Indiana Criminal Justice Institute. Devon McDonald reported that CJI executed its data sharing agreement with the Management Performance Hub. He also reported that CJI will take over the exoneration fund. CJI will take over the fund on November 1st and will need to develop an infrastructure for the process. The fund will award an exonerated person \$50,000 per year for each year the person was wrongly imprisoned. Mr. McDonald further reported that CJI is funding residential substance abuse treatment and funding case managers in public defender offices through Byrne/JAG grants. In addition, the CJI substance abuse division is encouraging local coordinating councils to reach out to criminal justice stakeholders to assess how local grant money is used. CJI approves the local coordinating council funding plans.

h. Indiana Association of Community Correction Act Counties. Ralph Watson reported that IACCAC is watching HB 1080 on credit time deprivation. He thanked DOC for meeting with the IACCAC advisory council. He also announced that IACCAC will do peer review of work release facilities and invited the Indiana Public Defender Council to meet with them to discuss medical care in facilities.

i. Office of Judicial Administration/Indiana Office of Court Services. Justin Forkner announced that Mary Kay Hudson is the new executive director of the Office of Court Services. Ms. Hudson reported that IOCS is conducting inter-rater reliability studies and validation studies for the Indiana Risk Assessment System and the Indiana Youth Assessment System. The participants for the study were selected randomly and the study will be completed March 22nd. IOCS will work with the University of Cincinnati to analyze the data after the study is complete. Ms. Hudson also reported that IOCS is working with DMHA on opioid response grants. The grants will offer up to \$60,000 and train teams in the sequential intercept model with an emphasis on opioid use disorder. The grant is provided through the Substance Abuse and Mental Health Services Administration. IOCS is also offering grant opportunities for problem-solving courts, veterans treatment courts, pre-trial, and family recovery courts. Ms. Hudson further reported that IOCS plans to conduct a process evaluation of problem-solving court and the Evidence-Based Decision Making State Team is working on a strategic plan.

6. Other business. Justin Forkner reported that the JRAC funding letter approved at the December 2018 meeting was not sent to the chair of the Senate Appropriations Committee. He suggested that the letter be sent to Sen. Mishler now that the House budget is being heard in the Senate Appropriations Committee. Devon McDonald made a motion to submit the JRAC funding letter

to the Senate Appropriations Committee and the motion was seconded by Bernice Corley. The motion was approved unanimously, with DOC and DMHA abstaining from the vote. Dave Powell suggested that JRAC and EBDM should merge because of overlapping membership and secure funding. The JRAC members discuss next steps at future meetings and review the JRAC statute for possible legislative changes.

Respectfully submitted,

Jennifer Bauer
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